

D-21,367



- 1 -

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/726,627

Group Art Unit: 1615

Inventors: Gamard et al.

Filed: 12/4/2003

Title: PORTABLE GAS OPERATING  
INHALER

Examiner: Not yet assigned

REQUEST UNDER 37 C.F.R. 1.48(a)

Hon. Assistant Commissioner for Patents  
Washington, DC 20231

Dear Sir:

The present Request is submitted to request that inventorship for the above-identified patent application be corrected to reflect the following four co-inventors:

(1) Stephan C.F. Gamard; (2) Bryan R. Bielec; (3) Royce S. Fishman; and (4) Alan Cheng.

In support of the present Request, enclosed also please find: (1) statements from Royce S. Fishman and Alan Cheng (the two inventors being added as co-inventors) as required by 37 C.F.R. 1.48(a)(2); (2) declarations signed by the actual inventors; and (3) written consent of the assignee.

Please charge the processing fee set forth in 37 C.F.R. 1.17(i) for this Request to Deposit Account No. 16-2440. In addition, please charge any additional fees and credit any overpayments associated with this Request to Deposit Account No. 16-2440. A duplicate copy of this sheet is enclosed for this purpose.

Respectfully submitted,



Mary E. Raynor Jimenez  
Attorney for Assignee  
Reg. No. 37,219

39 Old Ridgebury Road  
Danbury, CT 06810  
(203) 837-2116  
June 30, 2006

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/726,627

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Filed: 12/4/2003

Title: PORTABLE GAS OPERATING  
INHALER

Examiner: Not yet assigned

STATEMENT UNDER 37 C.F.R. 1.48(a)(2)

Hon. Assistant Commissioner for Patents  
Washington, DC 20231

Dear Sir:

I, Royce S. Fishman, am presently not named as a co-inventor in the above-captioned application. I make this statement pursuant to my being added as a co-inventor on said application. I was not named as a co-inventor on said application through error which occurred without any deceptive intention on my part.

Respectfully submitted,

5/9/06

Dated

Royce S. Fishman

Royce S. Fishman

D-20,367



- 1 -

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/726,627

Group Art Unit: 1615

Inventors: Gamard et al.

Filed: 12/4/2003

Title: PORTABLE GAS OPERATING  
INHALER

Examiner: Not yet assigned

STATEMENT UNDER 37 C.F.R. 1.48(a)(2)


Hon. Assistant Commissioner for Patents  
Washington, DC 20231

Dear Sir:

I, Alan Cheng, am presently not named as a co-inventor in the above-captioned application. I make this statement pursuant to my being added as a co-inventor on said application. I was not named as a co-inventor on said application through error which occurred without any deceptive intention on my part.

Respectfully submitted,

5/10/2006  
Dated

  
Alan Cheng

D-21,367



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/726,627

Group Art Unit: 1615

Inventors: Gamard et al.

Filed: 12/4/2003

Title: PORTABLE GAS OPERATING  
INHALER

Examiner: Not yet assigned

CONSENT OF ASSIGNEE UNDER 37 CFR 1.48(a)(5)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Praxair Technology, Inc., the assignee of the above-captioned application by virtue of an assignment from Stephan C.F. Gamard and Bryan R. Bielec was recorded by the U.S. Patent and Trademark Office on May 6, 2004 at Reel 014604, Frame 0603, hereby consents to the addition of Royce S. Fishman and Alan Cheng as co-inventors in the above-captioned application.

Respectfully submitted,

PRAXAIR TECHNOLOGY, INC.

  
By: Robert A. Bassett

Title: Secretary

Date: 6/20/2006

B.Rg



**DECLARATION  
AND POWER OF ATTORNEY  
Original Application**

ATTORNEY'S DOCKET NO.  
**D-21367**

As a below named inventor, I declare that I have reviewed and understand the contents of the specification, including the claims, as amended by any amendment specifically referred to in this Declaration, that the information given herein is true, that I believe that I am the original, first and sole inventor if only one name is listed at 201 below, or a joint inventor if plural inventors are named below at 201 et seq., of the invention entitled:

**PORTABLE GAS OPERATING INHALER**

which is described and claimed in:

- ☐ the attached specification or  
☒ the specification in application Serial No. 10/726,627 filed 12/4/2003 amended \_\_\_\_\_  
(for declaration not accompanying application)

that I acknowledge a duty to disclose information I am aware of which is material to the patentability of this application in accordance with 37 CFR 1.56(a), that I do not know and do not believe that the same was ever known or used in the United States of America before my or our invention thereof or patented or described in any printed publication in any country before my or our invention thereof, or more than one year prior to this application, or in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to this application and that as to applications for patent or inventor's certificate filed by me or my legal representatives or assigns in any country foreign to the United States of America, the earliest filed foreign application(s) filed within twelve months prior to the filing date of this application and all foreign applications filed more than twelve months prior to the filing date of this application are identified at 600, and, as required, 601 below.

<b>600</b>	CHECK APPROPRIATE BOX:
	<input type="checkbox"/> No earlier-filed applications <input type="checkbox"/> Required information as to foreign applications filed prior to filing date of this application is at 601 on page 2 attached hereto and made a part hereof.

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (List name and registration number)

Donald T. Black	Reg. No. 27999	David M. Rosenblum	Reg. No. 29341
Gerald L. Coon	Reg. No. 29910	Lurie A. Schwartz	Reg. No. 43909
Mary Raynor Jimenez	Reg. No. 37219	Steven T. Trinker	Reg. No. 28274
Stanley Klorides	Reg. No. 29399		

<b>SEND CORRESPONDENCE TO:</b> PRAXAIR TECHNOLOGY, INC. Law Department M1-557 39 Old Ridgebury Road Danbury, CT 06810-5113	<b>DIRECT TELEPHONE CALLS TO:</b> Mary Raynor Jimenez (203) 837-2285
--	--

<b>201</b>	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
		GAMARD	STEPHAN	C.F.	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
		Kenmore	New York	France	
<b>202</b>	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE OR COUNTRY	ZIP CODE
		287 Warren Avenue	Kenmore	New York	14217
	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
		BIELEC	BRYAN	R.	
<b>203</b>	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
		Hamburg	New York	USA	
	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE OR COUNTRY	ZIP CODE
		3000 Walbridge Drive	Hamburg	New York	14075
<b>203</b>	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
		FISHMAN	ROYCE	S.	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
		Hernando	Florida	USA	
<b>300</b>	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE OR COUNTRY	ZIP CODE
		906 W. Skyview Crossing Dr.	Hernando	Florida	34442
	<input checked="" type="checkbox"/> Additional matter on page 2 attached hereto and made a part hereof. When page 2 is used, all signatures must be signed on page 2.				
	List of Applicants continued on page 2 <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No				

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statement and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application of any patent issuing thereon.

SIGNATURE OF INVENTOR 201	SIGNATURE OF INVENTOR 202	SIGNATURE OF INVENTOR 203
DATE	DATE	DATE

FOR SOLE AND JOINT APPLICATIONS



DECLARATION  
AND POWER OF ATTORNEY  
Original Application  
Page 2 (If Required)

ATTORNEY'S DOCKET NO.  
D-21367

(1).

601	LISTING OF EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED WITHIN 12 MONTHS PRIOR TO THE U.S. FILING DATE OF THIS APPLICATION. LIST ALL APPLICATIONS FILED ON DATE OF FIRST FILING, IF MORE THAN ONE			
	COUNTRY	APPLICATION NUMBER	DATE OF FILING (DAY, MONTH, YEAR)	PRIORITY OF WHICH IS CLAIMED UNDER 35 USC 119
				<input type="checkbox"/> YES <input type="checkbox"/> NO
				<input type="checkbox"/> YES <input type="checkbox"/> NO
				<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO	
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	COUNTRY	APPLICATION NUMBER	DATE OF FILING (DAY, MONTH, YEAR)	

LISTING OF APPLICANTS - continued from Page 1.

204	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME		MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY		COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE OR COUNTRY	ZIP CODE	
		CHENG	ALAN			
		Naperville	New York		USA	
		2519 Bangert Lane	Naperville	New York	60564	
205	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME		MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY		COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE OR COUNTRY	ZIP CODE	
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FOR SOLE AND JOINT APPLICATIONS



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Original Application**

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As a below named inventor, I declare that I have reviewed and understand the contents of the specification, including the claims, as amended by any amendment specifically referred to in this Declaration, that the information given herein is true, that I believe that I am the original, first and sole inventor if only one name is listed at 201 below, or a joint inventor if plural inventors are named below at 201 et seq., of the invention entitled:

**PORTABLE GAS OPERATING INHALER**

which is described and claimed in:

- ☐ the attached specification or  
☒ the specification in application Serial No. 10/726,627 filed 12/4/2003 amended \_\_\_\_\_  
(for declaration not accompanying application)

that I acknowledge a duty to disclose information I am aware of which is material to the patentability of this application in accordance with 37 CFR 1.56(a), that I do not know and do not believe that the same was ever known or used in the United States of America before my or our invention thereof or patented or described in any printed publication in any country before my or our invention thereof, or more than one year prior to this application, or in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to this application and that as to applications for patent or inventor's certificate filed by me or my legal representatives or assigns in any country foreign to the United States of America, the earliest filed foreign application(s) filed within twelve months prior to the filing date of this application and all foreign applications filed more than twelve months prior to the filing date of this application are identified at 600, and, as required, 601 below.

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Stanley Ktorides	Reg. No. 29399		

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FOR SOLE AND JOINT APPLICATIONS



DECLARATION  
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Original Application  
Page 2 (If Required)

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FOR SOLE AND JOINT APPLICATIONS



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AND POWER OF ATTORNEY  
Original Application**

ATTORNEY'S DOCKET NO.  
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**PORTABLE GAS OPERATING INHALER**

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☒ the specification in application Serial No. 10/726,627 filed 12/4/2003 amended \_\_\_\_\_  
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		287 Warren Avenue	Kenmore	New York 14217
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<b>203</b>	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
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	POST OFFICE ADDRESS	CITY	STATE OR COUNTRY	ZIP CODE
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<b>300</b>	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME
		FISHMAN	ROYCE	S.
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
		Hernando	Florida	USA
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	List of Applicants continued on page 2 <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			

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SIGNATURE OF INVENTOR 201	SIGNATURE OF INVENTOR 202	SIGNATURE OF INVENTOR 203
DATE	DATE	DATE
5/23/2006	5/31/2006	

FOR SOLE AND JOINT APPLICATIONS

# DECLARATION AND POWER OF ATTORNEY

Original Application

Page 2 (If Required)

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(1).

601	LISTING OF EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED WITHIN 12 MONTHS PRIOR TO THE U.S. FILING DATE OF THIS APPLICATION. LIST ALL APPLICATIONS FILED ON DATE OF FIRST FILING, IF MORE THAN ONE			
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FOR SOLE AND JOINT APPLICATIONS